

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator
L. Carol Edmonds, Deputy County Administrator

DATE: June 22, 2015

SUBJECT: AGENDA REPORT

I. CALL TO ORDER

II. INTO CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711 (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
- 1. Adjustment and Appeals Board
 - 2. Library Board
- (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body
- 1. Future Riner Public Safety Facility
 - 2. Former Blacksburg Middle School Property

III. OUT OF CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

IV. CERTIFICATION OF CLOSED MEETING

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

V. INVOCATION

VI. PLEDGE OF ALLEGIANCE

VII. PUBLIC HEARING

A. SUBJECT: BOARD OF SUPERVISORS

The following public hearing was advertised pursuant to law in the "NEW RIVER VALLEY" Section of the Roanoke Times on May 29, 2015 and June 5, 2015:

1. Rezoning Request – Gary Creed
Request by Gary Creed (Agent: Balzer & Associates, Inc.) to rezone approximately 2.42 acres from Agricultural (A-1) to Residential (R3), with possible proffered conditions, to allow the creation of seven (7)

parcels. The property is located on the Northeast corner of the Roanoke Rd (SR 11/460) and Crozier Rd (SR 833) intersection; identified as Tax Parcel Nos. 059-2-1C, 1D (Parcel Nos. 035191 and 200068) in the Shawsville Magisterial District (District C). The property currently lies in an area designated as Village Expansion in the 2025 Comprehensive Plan and further described as Medium Density Residential within the Elliston/Lafayette Village Plan with a proposed gross density of four (4) dwelling units per acre. See TAB **A**.

Action from Public Hearings

VIII. PUBLIC ADDRESS

IX. ADDENDUM

X. CONSENT AGENDA

XI. INTO WORK SESSION

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Review of One-Time Monies
2. Supplemental Appropriation – Schools (TAB **D**)
3. Inmate Labor Crew
4. Parental Leave

XII. OUT OF WORK SESSION

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

1. Action Following Work Session

XIII. OLD BUSINESS

**A. SUBJECT: ORDINANCE AMENDING CHAPTER 8 BY
ADDING SECTIONS 8-90 THROUGH 8-94**

**ORD-FY-15-
AN ORDINANCE AMENDING CHAPTER 8 ENTITLED
PLANNING AND DEVELOPMENT OF THE CODE OF THE
COUNTY OF MONTGOMERY, VIRGINIA ARTICLE III, BY
ESTABLISHING DIVISION 3 ENTITLED ILLICIT DISCHARGE BY
ADDING SECTIONS 8-90 THROUGH 8-94 MAKING IT UNLAWFUL
TO DISCHARGE POLLUTANTS INTO THE COUNTY'S MS4
REGULATED STORMWATER COLLECTION SYSTEM**

WHEREAS, The Board of Supervisors of Montgomery County finds that the uncontrolled discharge of pollutants to its Municipal Separate Storm Sewer System (MS4) has an adverse impact on the water quality of receiving waters; and

WHEREAS, Amendments to the Federal Water Pollution Control Act, commonly known as the Clean Water Act, established the National Pollutant Discharge Elimination System (NPDES) Program, which requires permits for discharges from regulated municipal separate storm sewer systems into the waters of the United States; and

WHEREAS, The United States Environmental Protection Agency (EPA) has promulgated regulations implementing the NPDES program, and the EPA has authorized the Commonwealth of Virginia to issue NPDES permits under the Virginia Pollutant Discharge and Elimination System (VPDES) permit system; and

WHEREAS, The VPDES regulations for stormwater discharges require Montgomery County to control the contribution of pollutants to its regulated MS4 by prohibiting illicit discharges, and to inspect, monitor, and enforce the prohibitions of illicit discharges to its regulated MS4; and

WHEREAS, The Board of Supervisors hereby find that this ordinance satisfies these regulatory requirements.

NOW, THEREFORE, BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Chapter 8, entitled Planning and Development, Article III, Division 3, entitled Illicit Discharge, Sections 8-90 through 8-94 respectively of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

SEE TAB E for a copy of the Ordinance.

ISSUE/PURPOSE: Amend Chapter 8, entitled Planning and Development, Article III, Division 3, entitled Illicit Discharge, by adding Sections 8-90 through 8-94.

JUSTIFICATION: The VPDES regulations for stormwater discharges require Montgomery County to control the contribution of pollutants to its regulated MS4 by prohibiting illicit discharges, and to inspect, monitor, and enforce the prohibitions of illicit discharges to its regulated MS4. This ordinance amends the County Code to implement the regulations. See TAB E for a copy of the Ordinance.

B. SUBJECT: CONVEYANCE OF THE FORMER SCHOOL ADMINISTRATION PROPERTY TO TAYLOR HOLLOW MANAGEMENT, LLC

**R-FY-15-
RESOLUTION AUTHORIZING THE CONVEYANCE OF THE
FORMER MONTGOMERY COUNTY SCHOOL ADMINISTRATION PROPERTY
LOCATED AT 200 JUNKIN STREET, CHRISTIANSBURG, VIRGINIA
TO TAYLOR HOLLOW MANAGEMENT, LLC**

WHEREAS, The Board of Supervisors of the County of Montgomery, Virginia held a public hearing on June 8, 2015, in order to receive comment on the Board's intention to sell the former Montgomery County School Board Administration Building Property, located at 200 Junkin Street, Christiansburg, Va, at auction consisting of 1.031 acres, ("the Property"), identified as Tax Parcel #'s 527-12 7,8,9; 527-12 7A; 527-12 8A, Parcel ID #'s 070677, 031579 and 200363; and

WHEREAS, The Property was sold at Public Auction with Taylor Hollow Management, LLC being the last and highest bidder for the Property at the sum of One Hundred Fifty Five Thousand Dollars (\$155,000); and

WHEREAS, The Board of Supervisors have accepted the highest bid and desires to convey the Property to Taylor Hollow Management, LLC.

NOW THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes the conveyance of the former Montgomery County School Board Administration Building Property, located at 200 Junkin Street, Christiansburg, Va consisting of 1.031 acres, Tax Parcel #'s 527-12 7,8,9; 527-12 7A; 527-12 8A, Parcel ID #'s 070677, 031579 and 200363 to the highest bidder Taylor Hollow Management, LLC for the high bid of One Hundred Fifty Five Thousand Dollars (\$155,000); and

BE IT FURTHER RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby authorizes William H. Brown, Chair, to sign the Deed and any other documents necessary to convey the Property, on behalf of the County of Montgomery, Virginia.

ISSUE/PURPOSE: Convey the former Montgomery County School Board Administration Building located on Junkin Street to Taylor Hollow Management, LLC.

XIV. NEW BUSINESS

**A. SUBJECT: A RESOLUTION SUPPORTING THE
DISPLAY OF THE NATIONAL MOTTO, "IN
GOD WE TRUST" IN THE BOARD
CHAMBERS**

**R-FY-15-
A RESOLUTION SUPPORTING THE DISPLAY
OF THE NATIONAL MOTTO "IN GOD WE TRUST"
IN THE MONTGOMERY COUNTY BOARD OF SUPERVISORS
BOARD CHAMBER IN A PROMINENT LOCATION**

WHEREAS, "In God We Trust" became the United States national motto on July 30, 1956, shortly after our nation led the world through the trauma of World War II; and

WHEREAS, The words have been used on U.S. Currency since 1864; and

WHEREAS, The same inspiring slogan is engraved above the entrance to the Senate Chambers as well as the Speaker's dais in the House of Representatives; and

WHEREAS, In both war and peace, these words have been a profound source of strength and guidance to many generations of Americans; and

WHEREAS, The Board of Supervisors of Montgomery County, Virginia desires to display this patriotic motto in the Board Chambers as a way to solemnize public occasions and express confidence in our society.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors does hereby determine that the historic and patriotic words of our national motto, “In God We Trust”, shall be permanently and prominently displayed in the Montgomery County Board Chambers located at the Montgomery County Government Center.

ISSUE/PURPOSE: Display the national motto, “In God We Trust”, in the Board Chambers.

JUSTIFICATION: This resolution is placed on the agenda at the request of Supervisor Todd King. There are 40 Virginia Counties and Cities that have supported the displaying of “In God We Trust” in their meeting chamber. See TAB F .

**B. SUBJECT: RESOLUTION OF SUPPORT FOR
RICHARDSON AMBULANCE SERVICE TO
OPERATE A SATELLITE OFFICE IN
MONTGOMERY COUNTY**

**R-FY-15-
RESOLUTION SUPPORTING
RICHARDSON AMBULANCE SERVICE ESTABLISHING A
SATELLITE OFFICE IN THE UNINCORPORATED AREAS OF MONTGOMERY
COUNTY, VIRGINIA FOR THE PURPOSE OF PROVIDING
BOTH EMERGENT AND NON-EMERGENT TRANSPORTATION SERVICES**

WHEREAS, Richardson Ambulance Service currently operates as a licensed EMS agency in Smyth County, Virginia for both emergent and non-emergent transportation services; and

WHEREAS, Richardson Ambulance Service desires to provide its services to Montgomery County, Virginia by establishing an office at 2520 Tyler Road in the unincorporated area of Montgomery County, Virginia; and

WHEREAS, Richardson Ambulance Service plans to provide both emergent and non-emergent transportation services including, but not limited to basic transport for doctor’s visits, discharges from care facilities to home and other long term care facilities; and

WHEREAS, The Commonwealth of Virginia under Virginia Administrative Code 12VAC5-31-420 requires all licensed EMS agencies to request an ordinance or resolution of support from all jurisdictions they will be operating in.

WHEREAS, The Board of Supervisors supports Richardson Ambulance Service providing transportation service on a prearranged/scheduled ambulance service transport to and from home and hospital, hospital to hospital or home to physician office and the Board does not support Richardson Ambulance Service responding to calls for service assigned to local rescue squads by 911 radio dispatch.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby supports Richardson Ambulance Service establishing an office at 2520 Tyler Road in the unincorporated area of Montgomery County, Virginia for the intended purpose of operating as an EMS agency for both emergent and non-emergent transportation services on a prearranged/scheduled ambulance service transport to and from home and hospital, hospital to hospital or home to physician office. The Board of Supervisors do not support nor approve of Richardson Ambulance Service responding to calls for service assigned to local rescue squads by 911 radio dispatch.

ISSUE/PURPOSE: Support Richardson Ambulance Service opening a EMS Satellite Office in Montgomery County.

JUSTIFICATION: Richardson Ambulance Service is a privately owned and operated ambulance service. The owner is proposing to open up a satellite office in Montgomery County. Richardson Ambulance Service is required under the Virginia Administrative Code (12VAC5-31-420) to obtain an ordinance or resolution from the locality where they plan to establish an office supporting the establishment of the office in the locality.

At their May 21, 2015 meeting, the Fire and Rescue Commission discussed Richardson Ambulance Service's request. The Fire and Rescue Commission recommended approving a resolution of support with the condition that Richardson Ambulance Service not respond to calls for service assigned to local rescue squads by 911 radio dispatch.

See TAB **G** for a copy of the letter of request
and a copy of the Virginia Administrative Code.

XV. COUNTY ATTORNEY'S REPORT

XVI. COUNTY ADMINISTRATOR'S REPORT

XVII. BOARD MEMBERS' REPORT

1. Supervisor Gabriele
2. Supervisor Creed
3. Supervisor King
4. Supervisor Biggs
5. Supervisor Perkins
6. Supervisor Tuck
7. Supervisor Brown

XVIII. OTHER BUSINESS

XIX. ADJOURNMENT

FUTURE MEETINGS

Regular Meeting
Monday, July 13, 2015
6:00 p.m. – Closed Meeting Items
7:15 Regular Agenda

Adjourned Meeting
Monday, July 27, 2015
6:00 p.m. – Closed Meeting Items
7:15 Regular Agenda

Regular Meeting
Monday, August 10, 2015
6:00 p.m. – Closed Meeting Items
7:15 Regular Agenda

Adjourned Meeting
Monday, August 24, 2015
6:00 p.m. – Closed Meeting Items
7:15 Regular Agenda

Special Meeting
with Montgomery County School Board
Monday, August 31, 2015
Time: TBD